

DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ANGEL COLON

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 10/2/09, AGAINST MOS COLON: ALLEGATION:

 DEPARTMENTAL RULE VIOLATION: MISUSE OF TIME. CASE CLOSED:03/22/2009

Disclosure #2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 1/11/10, AGAINST MOS COLON: ALLEGATION:

 DEPARTMENTAL RULE VIOLATION: MEMO BOOK INCOMPLETE CASE CLOSED:03/18/2010

Disclosure #3:

MOS COLON PLED GUILTY TO THE FOLLOWING CHARGES AND SPECIFICATIONS:

- WHILE ASSIGNED TO THE 83RD PRECINCT, WHILE ON DUTY ON OCTOBER 2, 2009 FAILED TO PERFORM ALL DUTIES AND REMAIN ON POST UNTIL PROPERLY RELIEVED;
- ON ABOVE DATE, WRONGFULLY ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE DEPT., AND CONDUCTED PERSONAL BUSINESS WHILE ON DUTY;
- ON ABOVE DATE, AFTER COMPLETING AN ASSIGNMENT AND BEFORE LEAVING THE SCENE OF SAID ASSIGNMENT, FAILED TO IMMEDIATELY TRANSMIT THE DISPOSITION TO THE RADIO DISPATCHER;
- 4. ON ABOVE DATE, WHILE CONDUCTING PERSONAL BUSINESS WHILE ON DUTY, FAILED TO RESPOND TO A SUPERVISOR'S LOCATION REQUEST OVER A DEPARTMENT RADIO.
- WHILE ASSIGNED TO THE 83RD PRECINCT, AND ON-DUTY, ON OR ABOUT AND BETWEEN JANUARY 1,2009 AND DECEMBER 31,2009, FAILED TO MAINTAIN OFFICER'S ACTIVITY LOG, AS REQUIRED;
- WHILE ASSIGNED TO THE 83RD PRECINCT, ON OR ABOUT AND BETWEEN JANUARY 1, 2009 AND DECEMBER 31, 2009, FAILED TO SUBMIT ACCURATE POLICE OFFICER'S MONTHLY PERFORMANCE REPORTS;
- WHILE ASSIGNED TO THE 83RD PRECINCT, ON MARCH 22,2010, HAVING BEEN NOTIFIED TO REPORT TO TRAFFIC COURT, FAILED TO REPORT TO TRAFFIC COURT;
- 8. WHILE ASSIGNED TO THE 83RD PRECINCT, WHILE ON DUTY, ON OR ABOUT AUGUST 14, 2009, ENTERED A LOCATION KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.

9. WHILE ON DUTY, ON OR ABOUT AUGUST 14, 2009, ISSUED A SUMMONS FOR DISORDERLY CONDUCT TO A PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.

ACTION TAKEN: DISMISSAL PROBATION 1 YEAR, AND FORFEITURE OF 30 VACATION DAYS.

CASE CLOSED: 11/26/12.

Disclosure #4:

MOS COLON WAS FOUND GUILTY OF THE FOLLOWING CHARGES AND SPECIFICATIONS DATED 7/6/2015:

- 1. WHILE ASSIGNED TO THE 83RD PRECINCT, ON OR ABOUT AND BETWEEN JANUARY 1, 2014 AND JANUARY 31, 2014, WRONGFULLY MADE AN INAPPROPRIATE REMARK TO ANOTHER MOS KNOWN TO THE DEPARTMENT;
- 2. WHILE ASSIGNED TO THE 83RD PRECINCT, ON OR ABOUT JANUARY 14, 2014, WRONGFULLY MADE AN INAPPROPRIATE REMARK TO ANOTHER MOS KNOWN TO THE DEPARTMENT;
- 3. WHILE ASSIGNED TO THE 83RD PRECINCT, ON OR ABOUT AND BETWEEN JANUARY 1, 2014 AND JANUARY 31, 2014, CREATED A HOSTILE WORK ENVIRONMENT FOR ANOTHER MOS KNOWN TO THE DEPARTMENT. ACTION TAKEN: DISMISSED FROM THE NEW YORK CITY POLICE DEPARTMENT, BUT THAT HIS DISMISSAL BE HELD IN ABEYANCE FOR ONE (1) YEAR, DURING WHICH TIME HE REMAINS ON THE FORCE AT THE POLICE COMMISSIONER'S DISCRETION AND MAY BE TERMINATED AT ANY TIME WITHOUT FURTHER PROCEEDINGS AND FORFEITURE OF FORTY-FIVE (45) VACATION DAYS.

CASE CLOSED: 12/8/16.

Disclosure #5:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

- 1. ISAUL VARGAS V. CITY OF NEW YORK, ET AL. 500373/2011, FILED IN KINGS COUNTY SUPREME COURT.
- 2. GREGORIO RAMOS, FRANK ODDO AND ENID RIVERA V. CITY OF NEW YORK, ET AL, 13-CV-1070(ARR)(VVP), FILED IN THE EASTERN DISTRICT OF NEW YORK.
- 3. ANN CARDENAS, ALBERT ARONOV, PRZEMYSLAW (PETE) SZUMILO, JOHN TALAVERA AND GABRIEL VELEZ V. CITY OF NEW YORK ET AL 14-CV-06952 FILED IN THE EASTERN DISTRICT OF NEW YORK.

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure #6

CCRB CASE: 200912658 REPORT DATE: 08/17/2009 INCIDENT DATE: 08/14/2009

CCRB SUBSTANTIATED ALLEGATIONS:

- 1. Abuse Other
- 2. Abuse Premises entered and/or searched

NYPD Disposition: MOS Pleaded Guilty – DCT, Penalty of forfeiture of Vacation days: 30 +

Probation months: 12

Eric Gonzalez
District Attorney
Kings County